

IN THE UNITED STATES DISTRICT
COURT FOR THE DISTRICT OF NEW
JERSEY CAMDEN VICINAGE

U.A. LOCAL 322 HEALTH & WELFARE
FUND, et al.,

Plaintiffs,

v.

MARLEE CONTRACTORS, LLC,

Defendant.

Civil No. 20-3107 (RMB/KMW)

ORDER

THIS MATTER comes before the Court upon Plaintiffs' December 8, 2020 letter [Docket No. 8] indicating that Plaintiffs' Request to Enter Default [Docket No. 5] was not properly served on Defendant or Defendant's New Jersey Registered Agent and that Plaintiffs' Motion for Default Judgment [Docket No. 7] might not have been properly served on Defendant. In their letter, Plaintiffs sought permission to re-file their Request to Enter Default "with a Certificate of Service reflecting that Plaintiffs properly served Defendant at its correct business address and via its New Jersey Registered Agent." [Docket No. 8, at 1.] "Then, after the Clerk re-enters Default, Plaintiffs will re-file the" Motion for Default Judgment, "also with a Certificate of Service reflecting" proper service. [Id.] The Court granted this request on December 8,

2020. [Docket No. 9.]

To facilitate the plan laid out in Plaintiffs' letter,

IT IS this 9th day of December 2020,

ORDERED that the Clerk's June 18, 2020 Entry of Default as to Marlee Contractors, LLC for failure to plead or otherwise defend is hereby **VACATED**; and it is further

ORDERED that Plaintiffs' Motion for Default Judgment [Docket No. 7] is **DISMISSED**, without prejudice, **AS MOOT**.

s/Renée Marie Bumb

RENÉE MARIE BUMB, U.S.D.J.